

PREVAILED

Roll Call No. _____

FAILED

Ayes _____

WITHDRAWN

Noes _____

RULED OUT OF ORDER

HOUSE MOTION _____

MR. SPEAKER:

I move that Engrossed Senate Bill 428 be amended to read as follows:

- 1 Page 10, between lines 6 and 7, begin a new paragraph and insert:
2 "SECTION 7. IC 16-22-8-5 IS AMENDED TO READ AS FOLLOWS
3 [EFFECTIVE JULY 1, 2004]: Sec. 5. As used in this chapter, "hospital":
4 (1) means a hospital (as defined in IC 16-18-2-179(b)) that is owned,
5 operated, or managed by a municipality or political subdivision within the
6 territorial jurisdiction of the corporation created by section 6 of this chapter;
7 **and**
8 (2) does not include state or federal owned or operated hospitals; **and**
9 ~~(3) includes a county home established before July 20, 1951, by the~~
10 ~~legislative body of the county in which the corporation is created;~~
11 SECTION 8. IC 16-22-8-15, AS AMENDED BY P.L.255-2003, SECTION
12 47, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2004]:
13 Sec. 15. (a) The ~~governing~~ board shall by rule provide for regular meetings to be
14 held at a designated interval throughout the year.
15 (b) The chairman or a majority of the members of the board may call a
16 special meeting. The board shall by rule establish a procedure for calling special
17 meetings. The board shall publish notice of a special meeting one (1) time, not less
18 than twenty-four (24) hours before the time of the meeting, in two (2) newspapers
19 of general circulation in the county in which the corporation is established.
20 (c) Regular and special meetings are open to the public. **Public notice of**
21 **meetings shall be given as required by IC 5-14-1.5-5.**
22 SECTION 9. IC 16-22-8-26 IS AMENDED TO READ AS FOLLOWS
23 [EFFECTIVE JULY 1, 2004]: Sec. 26. (a) The ~~governing~~ board shall make copies

1 of each ordinance the board adopts available to the public. **The board shall**
2 **codify, revise, rearrange or compile the ordinances as required by**
3 **IC 36-1-5-3. The ordinances adopted by board constitute The Code**
4 **of the Health and Hospital Corporation of _____ County.**

5 (b) The board may print ~~any or all of the ordinances of the corporation in~~
6 ~~pamphlet form or in bound volumes and distribute pamphlets or bound volumes~~
7 ~~without charge or may charge the cost of printing and distribution.~~ **or provide**
8 **The Code in an electronic format.**

9 SECTION 10. IC 16-22-8-28 IS AMENDED TO READ AS FOLLOWS
10 [EFFECTIVE JULY 1, 2004]: Sec. 28. (a) The ~~governing~~ board shall create the
11 following:

- 12 (1) A division of public health.
- 13 (2) A division of public hospitals.
- 14 (3) Other divisions the board considers necessary.

15 (b) The division of public health shall ~~administer the functions of the~~
16 ~~corporation concerned primarily with disease prevention and control and shall~~
17 ~~perform the duties and functions of a local board of health.~~ **serve as the**
18 **_____ County Health Department with the powers and**
19 **duties conferred by law upon local departments of health.**

20 (c) The division of public hospitals shall administer the functions of the
21 corporation concerned primarily with the curative work of a hospital, clinic,
22 dispensary, or similar facility operated by a local governmental unit or agency in
23 the county of the corporation. The division of public hospitals shall operate and
24 manage a hospital, clinic, dispensary, or similar facility under the jurisdiction of
25 the corporation. ~~The board may create a separate division to operate and manage~~
26 ~~a county home.~~

27 SECTION 11. IC 16-22-8-54 IS AMENDED TO READ AS FOLLOWS
28 [EFFECTIVE JULY 1, 2004]: Sec. 54. The circuit ~~or superior~~ court of the
29 county has jurisdiction to **issue an order in accordance with IC 16-41-9-1**
30 **and IC 16-41-9-11 including** the commitment to a hospital that treats patients
31 with tuberculosis. The state health commissioner, **the state health**
32 **commissioner's legally authorized agent, designated health official**
33 or the local health officer may petition the court and the proceedings shall be held
34 in accordance with IC 16-41-9-1 **and IC 16-41-9-11."**

35 Renumber all SECTIONS consecutively.

(Reference is to ESB 428 as printed February 20, 2004.)

Representative BUELL